

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
MINAMITAKE, et al. ) Group Art Unit: To be Assigned  
)  
Application Number: 10/500,561 ) Examiner: To Be Assigned  
)  
I. A. Filing Date: May 21, 2003 )  
)  
For: MEDICAL COMPOSITIONS CONTAINING GHRELIN

**RESPONSE TO NOTIFICATION OF MISSING**  
**REQUIREMENTS UNDER 35 U.S.C. § 371 IN THE UNITED STATES**  
**DESIGNATED/ELECTED OFFICE (DO/EO/US)**

**Mail Stop PCT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Responsive to the Notification mailed January 19, 2005, Applicants submit herewith a copy of the original Notification of Missing Requirements; a declaration executed by the inventors and a Preliminary Amendment that, *inter alia*, provides both a paper copy and a computer readable form of a substitute "Sequence Listing." In accordance with 37 C.F.R. § 1.821(f), the undersigned hereby states that the content of the computer readable form of the substitute "Sequence Listing" and the paper copy of the substitute "Sequence Listing" submitted herewith are identical.

This response is filed within the two-month period set for reply without extensions of time. Accordingly, no extensions of time are necessary in conjunction with this response. It is believed that no other fees are due in connection with this response. However, if it is determined otherwise, the Commissioner is hereby authorized to charge the undersigned's Deposit Account No. 50-0206.

**CONCLUSION**

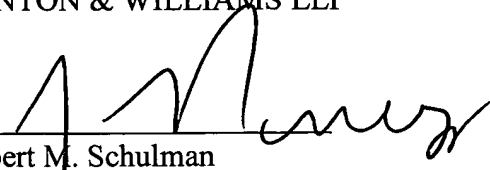
An indication of allowance of all claims is earnestly solicited. Early notification of a favorable consideration is respectfully requested.

Respectfully submitted,

HUNTON & WILLIAMS LLP

Date: 3/21/05

By:

  
Robert M. Schulman  
Registration No. 31,196

Jessica L. Parezo  
Registration No. 50,286

Hunton & Williams LLP  
Intellectual Property Department  
1900 K Street, N.W.  
Suite 1200  
Washington, DC 20006-1109  
(202) 955-1500 (telephone)  
(202) 778-2201 (facsimile)

10 Rec'd PCT/PTO

Page 1 of 2



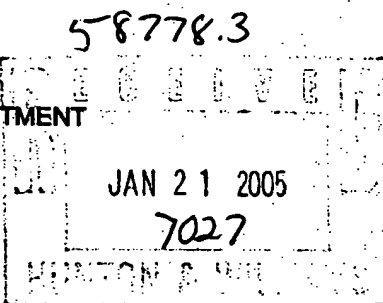
## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/500,561	FIRST NAMED APPLICANT Yoshiharu Minamitake	ATTY. DOCKET NO. 58778.000003
INTERNATIONAL APPLICATION NO. PCT/JP03/06349		
LA. FILING DATE 05/21/2003		PRIORITY DATE 05/21/2002
CONFIRMATION NO. 7719 371 FORMALITIES LETTER		
*OC000000014972687*		

21967

HUNTON & WILLIAMS LLP  
INTELLECTUAL PROPERTY DEPARTMENT  
1900 K STREET, N.W.  
SUITE 1200  
WASHINGTON, DC 20006-1109



Date Mailed: 01/19/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/30/2004
- Copy of the International Search Report filed on 06/30/2004
- Information Disclosure Statements filed on 06/30/2004
- Biochemical Sequence Diskette filed on 06/30/2004
- Oath or Declaration filed on 06/30/2004
- Biochemical Sequence Listing filed on 06/30/2004
- Copy of references cited in ISR filed on 06/30/2004
- U.S. Basic National Fees filed on 06/30/2004
- Priority Documents filed on 06/30/2004

DOCKETED	1-21-05
ACTION CODE	Missing Parts / sequence list
BASE DATE	1-19-05
DUE DATE	2-19-05
DEADLINE	8-19-05
ATTORNEYS	RMS/JLP
INITIALS	X

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

The following items **MUST** be furnished within the period set forth below:

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):
  - **APPLICANT MUST PROVIDE:**
    - A statement that the contents of the paper or compact disc and the computer readable form are the same and, where applicable, include no new matter, as required by 37 CFR 1.821(e),

BEST AVAILABLE COPY

1.821(f), 1.821(g), 1.825(b) or 1.825(d).

- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:
  - For Rules Interpretation, call (703) 308-4216
  - To Purchase PatentIn Software, call (703) 308-2600
  - For PatentIn Software Program Help, call (703) 308-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5).

*A copy of this notice MUST be returned with the response.*

CHRISTINE S WASHINGTON

Telephone: (703) 305-3752

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/500,561	PCT/JP03/06349	58778.000003

FORM PCT/DO/EO/905 (371 Formalities Notice)

**BEST AVAILABLE COPY**